

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

SUBHASH PATEL, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

KONINKLIJKE PHILIPS N.V. AND
FRANS VAN HOUTEN,

Defendants.

Case No. 1:21-cv-04606-ERK-MMH

**STIPULATION AND [PROPOSED] ORDER REGARDING
CASE SCHEDULE AND DEPOSITION LIMITS**

This stipulation is entered into by and between Plaintiffs and Defendants.

WHEREAS, on December 5, 2024, the Court approved the parties' Proposed Discovery Plan and Scheduling Order (ECF No. 64);

WHEREAS, pursuant to Fed. R. Civ. P. 30(a)(2), each side may take 10 depositions absent leave of court or stipulation;

WHEREAS, Plaintiffs requested, and Defendants subsequently agreed, to enlarge the number of depositions for each side from 10 to 20;

WHEREAS, Plaintiffs requested, and Defendants subsequently agreed, to a modification of certain of the existing deadlines in light of the additional depositions, as set forth below:¹

¹ None of the earlier deadlines in the schedule is affected by this Stipulation and Order.

	Current Deadline	Proposed Deadline
All fact discovery to be completed	September 15, 2025	October 27, 2025
Joint status report certifying close of fact discovery and indicating whether expert discovery is needed	September 30, 2025	November 12, 2025
Affirmative expert reports	October 27, 2025	December 8, 2025
Rebuttal expert reports	December 11, 2025	February 11, 2026
Reply expert reports	January 26, 2026	March 25, 2026
Depositions of experts to be completed	February 27, 2026	April 24, 2026
Completion of all discovery	February 27, 2026	April 24, 2026
Joint status report certifying close of all discovery and indicating whether dispositive and/or Daubert motions are anticipated	March 6, 2026	May 4, 2026
<p>If any party seeks a dispositive and/or Daubert motion, date to:</p> <p>(a) File request for pre-motion conference (if required), or</p> <p>(b) File briefing schedule of the motion</p>	<p>(a) March 20, 2026</p> <p>(b) March 6, 2026</p>	<p>(a) May 18, 2026</p> <p>(b) May 4, 2026</p>

WHEREAS, no other deadline is modified or altered as a result of this Stipulation and

Order.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and Defendants, that (1) the case schedule is modified as set forth above; and (2) each side may take up to 20 depositions.

AGREED TO AND STIPULATED TO BY:

Dated: July 9, 2025

Respectfully submitted,

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Dated: Brooklyn, New York
July 14, 2025

SO ORDERED:

Marcia M. Henry

MARCIA M. HENRY
United States Magistrate Judge